

ORIGINAL



0000072577

BEFORE THE ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission

COMMISSIONERS

2007 MAY 14 P 2:36

DOCKETED

MAY 14 2007

MIKE GLEASON, Chairman
WILLIAM A. MUNDELL
JEFF HATCH-MILLER
KRISTIN K. MAYES
GARY PIERCE

AZ CORP COMMISSION
DOCUMENT CONTROL

DOCKETED BY	nr
-------------	----

IN THE MATTER OF THE APPLICATION OF
ARIZONA WATER COMPANY FOR AN
EXTENSION OF ITS EXISTING CERTIFICATE
OF CONVENIENCE AND NECESSITY.

DOCKET NO. W-01445A-06-0662

PROCEDURAL ORDER

BY THE COMMISSION:

On October 16, 2006, Arizona Water Company ("AWC" or "Applicant") filed with the Arizona Corporation Commission ("Commission") an application for an extension of its Certificate of Convenience and Necessity ("Certificate" or "CC&N").

On November 14, 2006, the Commission's Utilities Division ("Staff") filed a Letter of Insufficiency.

On January 10, 2007, AWC filed its Response to Insufficiency Letter.

On February 8, 2007, Staff filed a Sufficiency Letter in this docket indicating that the Applicant's application has met the sufficiency requirements as outlined in the Arizona Administrative Code.

Pursuant to a March 9, 2007 Procedural Order, Staff was directed to file a Staff Report by March 26, 2007.

On March 9, 2007, Staff filed a Motion to Extend Time for Filing ("Motion"). In its Motion, Staff requested a two week extension for filing its Staff Report from March 26, 2007 to April 9, 2007. Also on the same date, by Procedural Order, the matter was set for hearing to commence on April 30, 2007.

On March 12, 2007, by Procedural Order, Staff's Motion for an extension of time to file its Staff Report was granted.

On March 30, 2007, AWC filed its Certificate of Notice in accordance with the law.

On April 9, 2007, Staff filed a Staff Report recommending approval of AWC's application,

1 but recommending that AWC be required to file a copy of the developer's Certificate of Assured
2 Water Supply ("CAWS"), for the proposed extension area.

3 On April 16, 2007, AWC filed objections to Staff's Report, indicating that AWC has a
4 Physical Availability Demonstration ("PAD") for its Casa Grande system, which includes the
5 proposed extension area.

6 On April 30, 2007, a full public hearing was held as scheduled. During the hearing issues
7 were raised as to whether the proposed extension area in this docket was also a part of the proposed
8 extension area in Docket No. W-01445A-04-0743. At the conclusion of the hearing, the issue was
9 taken under advisement. Based on the testimony presented at hearing, it appears that the proposed
10 extension area in this docket is not the subject matter of Docket No. W-01445A-04-0743. Therefore,
11 after the filing of the late-filed exhibits discussed below, the issues raised in this docket will be taken
12 under advisement, pending submission of a Recommended Opinion and Order to the Commission.

13 IT IS THEREFORE ORDERED that on or before June 14, 2007, AWC shall file as a late-
14 filed exhibit in this docket, documentation demonstrating that the City of Casa Grande will provide
15 wastewater utility service in the proposed extension area.

16 IT IS FURTHER ORDERED that on or before June 28, 2007, Staff shall file a Response to
17 AWC's late-filed exhibit.

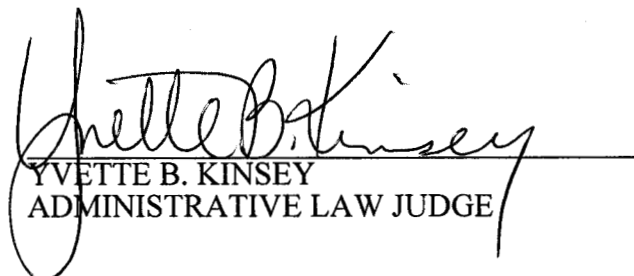
18 IT IS FURTHER ORDERED that the timeclock in this matter is extended accordingly.

19 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113 - Unauthorized
20 Communications) continues to apply to this proceeding.

21 IT IS FURTHER ORDERED that the presiding Administrative Law Judge may rescind, alter,
22 amend, or waive any portion of this Procedural Order either by subsequent Procedural Order or by
23 ruling at hearing.

24 Dated this 14th day of May 2007.

25
26
27
28


YVETTE B. KINSEY
ADMINISTRATIVE LAW JUDGE


1 Copies of the foregoing mailed/delivered
2 this 14th day of May 2007 to:

3 Robert W. Geake
4 ARIZONA WATER COMPANY
5 P.O. Box 29006
6 Phoenix, AZ 85038-9006

7 Christopher Kempley, Chief Counsel
8 Charles Haines, Staff Attorney
9 Legal Division
10 ARIZONA CORPORATION COMMISSION
11 1200 West Washington Street
12 Phoenix, AZ 85007

13 Ernest G. Johnson, Director
14 Utilities Division
15 ARIZONA CORPORATION COMMISSION
16 1200 West Washington
17 Phoenix, AZ 85007

18 By:

19 
20 Debra Broyles
21 Secretary to Yvette B. Kinsey
22
23
24
25
26
27
28